



Patent
Attorney Docket No. 033018-113

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of
Rajiv Gupta et al.

Application No.: 10/654,980
Filing Date: September 5, 2003

Title: AEROSOL GENERATING DEVICES AND METHODS FOR GENERATING AEROSOLS HAVING
CONTROLLED PARTICLE SIZES

Group Art Unit: 3743
Examiner: Andrea M. Ragone
Confirmation No.: 5640

**FIFTH
INFORMATION DISCLOSURE STATEMENT
TRANSMITTAL LETTER**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a FIFTH Information Disclosure Statement and accompanying form PTO-1449 for the above-identified patent application.

- No additional fee for submission of an IDS is required.
- The fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- A statement under 37 C.F.R. § 1.97(e), and the fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- Charge \$ 180.00 to Deposit Account No. 02-4800 for the fee due.
- A check in the amount of _____ is enclosed for the fee due.
- Charge _____ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By

Laura L. Lee

Registration No. 48,752

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Date: September 20, 2004



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)
Rajiv Gupta et al.) Group Art Unit: 3743
Application No.: 10/654,980)
Filed: September 5, 2003) Examiner: Andrea M. Ragonese
For: AEROSOL GENERATING DEVICES)
AND METHODS FOR GENERATING)
AEROSOLS HAVING CONTROLLED)
PARTICLE SIZES) Confirmation No.: 5640

FIFTH INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, the accompanying information is being submitted in accordance with 37 C.F.R. §§ 1.97 and 1.98.

Pursuant to 37 C.F.R. § 1.98, a copy of the listed U.S. patent is not enclosed since it is no longer required according to the July 11, 2003 waiver of the requirement for copies of cited U.S. patents and U.S. patent application publications in national patent applications filed after June 30, 2003 and international applications entering the national stage under 35 U.S.C. § 371 after June 30, 2003.

The documents are being submitted after a first Office Action on the merits but prior to the closing of prosecution, therefore under 37 C.F.R. § 1.97(c), the fee set forth in 37 C.F.R. § 1.17(p) is enclosed.

A fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) is enclosed.

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FIFTH Information Disclosure Statement
Application No. 10/654,980
Attorney's Docket No. 033018-113
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To assist the Examiner, the document is listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date September 20, 2004

By:



Laura L. Lee
Registration No. 48,752

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

SEP 2 0 2004

FOURTH INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

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U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.